

July 14, 2017

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on July 14, 2017 at 9:00 A.M.

Present: Mayor Cohen, Commissioner Ades & Commissioner Simhon

It was stated that in conjunction with the "Open Public Meeting Law", p.l. 1975 ch. 231, a notice required by this statute has been satisfied as per a resolution passed on December 9, 1997 at 5:05 P.M. at Borough Hall at a regular meeting of the Board of Commissioners, Borough of Deal, and Monmouth County, New Jersey.

It was moved by Commissioner Simhon, seconded by Commissioner Ades and carried that the reading of the minutes of the previous meeting held on June 23, 2017 be dispensed with and the same be approved as recorded.

Ordinance #1154 to amend Chapter IV, Police Department, was introduced on June 9, 2017 and the public hearing is scheduled for today, July 14, 2017. Mayor Cohen moved to open the meeting to public comment on Ordinance #1154, seconded by Commissioner Simhon and approved. The Mayor invited public comment. There were no comments from the public and the public session was closed by the same vote.

ORDINANCE #1154

AN ORDINANCE AMENDING CHAPTER IV OF
"REVISED GENERAL ORDINANCES OF
THE BOROUGH OF DEAL, 1982"
Police Department

Commissioner Ades moved to adopt Ordinance 1154, seconded by Commissioner Simhon Roll Call: Ayes 3; Cohen, Ades & Simhon.

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

Resolution 17-93

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to cause an annual audit of its books, accounts and financial transactions to be made and completed within six months after the close of its fiscal year; and

WHEREAS, the audit for transition year ending December 31, 2016 was presented to the governing body on June 23, 2016; and

WHEREAS, all government units must prepare and submit a Corrective Action Plan as part of the annual audit process; and

WHEREAS, the Corrective Action Plan shall cover all findings and recommendations, including state, federal, and general or financial statement findings in the audit report; and

WHEREAS, the Chief Financial Officer shall prepare said Corrective Action Plan with the assistance from other officials affected by the audit recommendations; and

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WHEREAS, the Corrective Action Plan must be approved by the governing body of the local unit and is to be submitted to the Division of Local Government Services no later than sixty days from the receipt of the audit report.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that the Corrective Action Plan for transition year ended December 31, 2016 is hereby approved; and

BE IT FURTHERRESOLVED, that a copy of the Corrective Action Plan will be placed on file in the Office of the Borough Clerk.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 17-94

WHEREAS, bids were received for the paving and improvements for Philips Avenue on June 28, 2017; and

WHEREAS, proposals were solicited from vendors and the Borough has received five (5) proposals; and

WHEREAS, proposals were received ranging in cost from a high of \$225,101.00 from A&A Curbing Inc., South River, NJ, and a low bid of \$138,901.02 from Fiore Paving Company Inc., Oceanport, NJ.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of Deal hereby award the paving and improvements for Philips Avenue to Fiore Paving Company Inc., Oceanport, NJ in the amount of \$138,901.02.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 17-95

WHEREAS, Germaine Menahem, 125 Brighton Avenue, Deal, NJ has made payment for their membership at the Deal Casino; and

WHEREAS, a refund is being requested for her membership for the 2017 season due to medical reasons.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that a refund of \$375.00 be issued to Germaine Menahem for her membership to the Deal Casino.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

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Commissioner Ades offers the following resolution.

Resolution 17-96

WHEREAS, William Cittadino will be retiring effective July 1, 2017 and is due compensation for unused sick and vacation time; and

WHEREAS, Mr. Cittadino will be compensated for his unused sick and vacation time as established in Ordinance in the Borough.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that William Cittadino, who will retire on July 1, 2017, be paid the balance due him in sick and vacation time on July 15, 2017.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

Resolution 17-97

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Robert Fisher as a Class II Special Police Officer in the Borough of Deal.

WHEREAS, Officer Fisher has successfully completed his course of instruction at the Ocean County Police academy.

NOW THEREFORE BE IT RESOLVED, that Class II Special Police Officer, Robert Fisher, having completed his course of instruction, will be appointed a special police officer for a term of (1) one year, effective July 15, 2017, unless removed from office by the Chief of Police before the end of the one year term. Special Officer Fisher is to be assigned his duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

A report of the monthly activities, time and sick use for the Police Department in June was received from Chief Ronen Neuman.

A report of the Building Department for the month of June was received from Allison Gavin.

A report of the disbursement checks for the Municipal Court for June was received from Mary Ellen Supon.

The Monmouth County Board of Taxation provided the General Tax Rate Certification Schedule for 2017 with a total tax levy of .697 per \$100 assessed value.

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A letter was received from Joy Harari, 57 Jerome Avenue, requesting the relocation of a garbage truck from Almyr Avenue. Joseph Santorelli, DPW Superintendent, is work on alternative solutions.

A letter was received from the Monmouth County Board of Chosen Freeholders advising of a public hearing for July 27th on a proposed amendment to the Monmouth County Solid Waste Management Plan.

A flier was received from the Deal Casino advising of their Casino Campout set for July 20th that the Board of Commissioners previously approved.

A legal notification was received from the Borough of Allenhurst about their application to NJDEP for a General Permit #2 for beach maintenance.

A notice was received from NJ Transit about their intention to apply for Federal Fiscal year 2017 federal financial assistance.

A raffle application was received from Oceans of Hope for September 23, 2017 at the Deal Golf and Country Club. The Board of Commissioners approved this application.

A raffle application was received from Shore to Help for August 28, 2017 at the Deal Golf and Country Club. The Board of Commissioners approved this application.

A letter was received from SAFE Foundation requesting permission to hold an event at the Hathaway Beach on August 19th. The Board of Commissioners denied their request for Hathaway Beach but would consider in an area that is less residential.

An email was received from Curtis Kolbrenner, requesting permission to film a movie at the Deal Casino in June 2018. The Board of Commissioners did not grant this request.

An email was received from AT&T requesting permission to co-locate their equipment on the smokestack at Poplar Avenue.

Commissioner Ades offers the following Resolution:

BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal, New Jersey that the following bills reported by the finance committee be ordered paid and vouchers drawn for same as listed on page 17-07 of the Warrant Register in the amount of \$664,612.66.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen requested comments from the floor.

Isadora Chamlin, 5 Poplar Avenue, advised the Board of Commissioners that the playground is still in the front yard of the house at Deal Esplanade & Ocean. Mrs. Chamlin aslo stated that a flag pole is shaking at the Deal Casino, the Beach Superintendent will check the flag pole. Mrs. Chamlin asked the status of the fence at 85 Ocean, she was advised that an application will be heard in the Planning Board in August. Mrs. Chamlin also complained about cars passing her on the right as she is pulling into her driveway, the police department was advised.

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Barbara Coffey, 85 Norwood Avenue, advised the Board of Commissioners about a large number of signs in town, the police department will have the signs removed. Ms. Coffey inquired on the # of people attending Hathaway beach and if bathrooms would be added. Ms. Coffey was advised that no bathrooms will be placed there. Ms. Coffey stated that the DSN had a Chinese Auction, Ms. Coffey was advised that is handled by the State Games of Chance. Ms. Coffey asked that handicap parking be added near the new Deal Casino north entrance. Ms. Coffey also asked the police to enforce ladies walking strollers on Ocean Avenue in the bike lane.

Mayor Cohen asked for any additional comments from the public, which there was none and closed the floor to public comments.

Commissioner Ades offers the following Resolution:

Resolution 17-98

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss Anticipated Litigation & Employment matters.

WHEREAS, Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Deal hereby exclude the public from this meeting.

Seconded by Commissioner Simhon

Roll Call: Ayes 2; Cohen, Ades & Simhon

The Board of Commissioners entered into closed session to discuss an anticipated litigation and employment matters at 9:26 A.M.

The Commissioners returned to open session at 9:47 A.M.

It was announced that the next meeting of the Board of Commissioners will be on Wednesday, July 26, 2017 at 7:30 P.M.

There being no further business or comments, it was moved, seconded and approved that the meeting be adjourned at 9:47 A.M.

SC _____

MA _____

DS _____

Clerk